



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 18 November 2013  
(OR. en)**

**16210/13**

**FIN 757**

**COVER NOTE**

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From:	Mr Janusz LEWANDOWSKI, Member of the European Commission
date of receipt:	15 November 2013
To:	Mr Algimantas RIMKUNAS, President of the Council of the European Union

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Subject:	Transfer of appropriations No DEC 38/2013 within Section III - Commission - of the general budget for 2013
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Delegations will find attached Commission's document DEC 38/2013.

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Encl.: DEC 38/2013



BRUSSELS, 14/11/2013

GENERAL BUDGET - 2013  
SECTION III - COMMISSION TITLES 11, 40

TRANSFER OF APPROPRIATIONS No **DEC38/2013**

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EUR

**FROM**

CHAPTER - 40 02 Reserves for financial interventions

ARTICLE - 40 02 41 Differentiated appropriations

Commitments	- 70 000 000
Payments	- 67 000 000

**TO**

CHAPTER – 11 03 International fisheries and law of the sea

ARTICLE - 11 03 01 International fisheries agreements

Commitments	70 000 000
Payments	67 000 000

## I. INCREASE

### a) Heading

#### 11 03 01 – International fisheries agreements

### b) Figures at 23/10/2013

	COMMITMENTS	PAYMENTS
1A. Appropriation in budget (initial budget + AB)	29 010 000	28 674 039
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	2 030 000	2 030 000
3. Final appropriation for the year (1A+1B+2)	31 040 000	30 704 039
4. Utilisation of final appropriation	29 689 994	27 821 016
<b>5. Amount not used/available (3-4)</b>	<b>1 350 006</b>	<b>2 883 023</b>
<b>6. Requirements up to year-end</b>	<b>71 350 006</b>	<b>69 883 023</b>
<b>7. Increase requested</b>	<b>70 000 000</b>	<b>67 000 000</b>
8. Increase as percentage of appropriation in budget (7/1A)	241.30 %	233.66 %
9. Increase, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

### c) Receipts arising from recovery (carried over) (C5)

	COMMITMENTS	PAYMENTS
1. Appropriation available at start of year	0	0
2. Appropriation available on 23/10/2013	0	0
3. Rate of utilisation [(1-2)/1]	n/a	n/a

### d) Detailed grounds for the increase

On 3 December 2012 the Council adopted the Decision on the signing and provisional application for a period of two years of the Protocol to the Partnership Agreement with the Islamic Republic of Mauritania (Council ref. 2012/827/EU). Under this Decision the European Union is committed to paying a financial contribution.

The European Parliament gave its consent to the conclusion of the Protocol during its plenary sitting on 8 October 2013 (ref. 15777/2012 – C7-0419/2012 – 2012/0258(NLE)).

The budget allocation is therefore needed in operational line 11 03 01 in order to make the commitments and payments arising from the abovementioned legal base. A total of EUR 70 000 000 in commitment appropriations is planned for 2013.

However, given the deadlines set for implementation of the sectoral support component of the Protocol, the corresponding amount of EUR 3 000 000 will not be paid until 2014. A total of EUR 67 000 000 in payment appropriations is planned for 2013.

## II. DECREASE

### a) Heading

#### 40 02 41 – Differentiated appropriations

### b) Figures at 23/10/2013

	COMMITMENTS	PAYMENTS
1A. Appropriation in budget (initial budget + AB)	278 891 985	188 563 836
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	-164 971 985	-75 986 639
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3. Final appropriation for the year (1A+1B+2)	113 920 000	112 577 197
4. Utilisation of final appropriation	0	0
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<b>5. Amount not used/available (3-4)</b>	<b>113 920 000</b>	<b>112 577 197</b>
<b>6. Requirements up to year-end</b>	<b>43 920 000</b>	<b>45 577 197</b>
<b>7. Decrease proposed</b>	<b>70 000 000</b>	<b>67 000 000</b>
8. Decrease as percentage of appropriation in budget (7/1A)	25.10 %	35.53 %
9. Decrease, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

### c) Receipts arising from recovery (carried over) (C5)

	COMMITMENTS	PAYMENTS
1. Appropriation available at start of year	0	0
2. Appropriation available on 23/10/2013	0	0
3. Rate of utilisation [(1-2)/1]	n/a	n/a

### d) Detailed grounds for the decrease

The balance of commitment and payment appropriations currently available in the reserve line for international fisheries agreements is sufficient to cover the increase in the operational line.

EUR 42 030 000 in commitment appropriations and EUR 43 695 651 in payment appropriations will not be used. A request to transfer the payment appropriations was made in draft amending budget DAB8/2013.

The balance remaining in the reserve could cover possible requirements under the fisheries agreements with Mauritius, Cape Verde and Kiribati.